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BEFORE THE
ILLINOIS COMMERCE COMMISSION

ILLINOIS COMMERCE COMMISSION)	DOCKET NO.
On Its Own Motion)	09-0080
-vs-)	
COMMONWEALTH EDISON COMPANY)	
Reconciliation of revenues)	
collected under power procurement)	
riders with actual costs)	
associated with power procurement)	
expenditures.)	

Springfield, Illinois
Tuesday, October 20, 2009

Met, pursuant to notice, at 10:00 a.m.

BEFORE:

MR. LARRY JONES, Administrative Law Judge

APPEARANCES:

MR. JOHN RATNASWAMY
FOLEY & LARDNER, LLP
321 North Clark Street, Suite 2800
Chicago, Illinois 60654
Ph. (312) 832-4902

(Appearing via teleconference on
behalf of Commonwealth Edison
Company)

SULLIVAN REPORTING COMPANY, by
Laurel A. Patkes, Reporter
CSR #084-001340

1 APPEARANCES: (Continued)

2 MR. EUGENE BERNSTEIN
3 Exelon Business Services
4 10 South Dearborn Street
5 49th Floor
6 Chicago, Illinois 60603

7 (Appearing via teleconference on
8 behalf of Commonwealth Edison
9 Company)

10 MR. JOHN FEELEY
11 MR. CARMEN FOSCO
12 Office of General Counsel
13 160 North LaSalle Street, Suite C-800
14 Chicago, Illinois 60601
15 Ph. (312) 793-2877

16 (Appearing via teleconference on
17 behalf of Staff of the Illinois
18 Commerce Commission)

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3	<u>WITNESS</u>	<u>DIRECT</u>	<u>CROSS</u>	<u>REDIRECT</u>	<u>RECROSS</u>
4	None .				
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13		<u>EXHIBITS</u>			
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15				<u>MARKED</u>	<u>ADMITTED</u>
16	None .				
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PROCEEDINGS

JUDGE JONES: Good morning. I call for hearing Docket No. 09-0080. This is titled in part Illinois Commerce Commission on its own motion versus Commonwealth Edison Company, reconciliation of revenues collected under power procurement riders with actual costs associated with power procurement expenditures.

At this time, we will take the appearances orally for the record. If you appeared at a previous hearing in this matter, you need not state your business address and phone number again unless you wish to.

We will start with the appearance or appearances on behalf of Commonwealth Edison Company.

MR. RATNASWAMY: John Ratnaswamy on behalf of Commonwealth Edison Company.

MR. BERNSTEIN: And also Eugene Bernstein on behalf of Commonwealth Edison Company.

JUDGE JONES: Thank you.

Are there other appearances to be entered this morning?

1 MR. FEELEY: Representing staff of the Illinois
2 Commerce Commission, John Feeley and Carmen Fosco.

3 JUDGE JONES: Thank you.

4 Are there any other appearances to be
5 entered in Docket 09-0080 this morning?

6 All right. Let the record show no
7 response.

8 Is there some agreed to scheduling to
9 be proposed at this time?

10 MR. FEELEY: Yes, Judge Jones. I have some
11 dates that staff has proposed and that ComEd does not
12 object to.

13 JUDGE JONES: All right. Could anybody talking
14 on the phone please identify yourself first for our
15 court reporter, please?

16 MR. FEELEY: Sure. I'm sorry. This is John
17 Feeley representing staff.

18 JUDGE JONES: Okay. Thank you.

19 Go ahead with what you were saying.

20 MR. FEELEY: We have some dates that staff
21 proposes and that ComEd does not object to.

22 We would set March 4th for staff and

1 intervenor direct and then just a status subject to
2 your availability on March 15th.

3 We think at that point in time, the
4 parties could see whether any other testimony would
5 be necessary by the company or how much time they
6 would need. That's if that's acceptable to you to
7 just set those dates at this point in time.

8 JUDGE JONES: All right. Since that March 4th
9 date is a ways out there, could you indicate for the
10 record why the staff and intervenor testimony date is
11 being proposed for March 4th?

12 MR. FEELEY: I think it's due to consideration
13 of the particular witnesses involved and their
14 involvement in other dockets. That's the soonest
15 that the schedule would permit them to file testimony
16 here.

17 MR. RATNASWAMY: Judge Jones, this is John
18 Ratnaswamy.

19 There's an additional consideration
20 from our perspective, and I don't know if what staff
21 said is already positioned.

22 JUDGE JONES: You mean with regard to the

1 schedule time elements?

2 MR. RATNASWAMY: Right.

3 JUDGE JONES: If you have something to add, you
4 can go ahead.

5 MR. RATNASWAMY: I mean, it is a little bit of
6 a dilemma for us because it is a long date out. The
7 people who are involved, the business people who are
8 involved on our end are also the people who have a
9 great deal to do with sort of the year round close,
10 preparing annual reports and that sort of thing, so
11 if the testimony were to be moved up, then it would
12 overlap more with that accounting season if I could
13 put it that way.

14 JUDGE JONES: Okay. Thank you.

15 Are there any other comments with
16 regard to the proposed scheduling?

17 MR. FEELEY: Judge Jones, this is John Feeley
18 again.

19 We'd also like to point out, this is
20 the first instance of this type of reconciliation so
21 it's something that is new to staff and to the
22 company, so we don't have the past experience to work

1 off of.

2 JUDGE JONES: Okay. Thank you.

3 The March 15th status date, is 10 a.m.
4 the time of preference?

5 MR. FEELEY: This is John Feeley for staff.

6 No preference here.

7 JUDGE JONES: Any objection to setting that at
8 10 a.m. by phone?

9 MR. RATNASWAMY: No, sir.

10 MR. FEELEY: That's acceptable to staff; John
11 Feeley for staff.

12 JUDGE JONES: Okay. Thank you.

13 MR. RATNASWAMY: And the same for ComEd.

14 JUDGE JONES: All right. Thank you.

15 At this time then let the record show
16 that the schedule that was just proposed into the
17 record is hereby adopted for purposes of this
18 proceeding. The staff and intervenor direct
19 testimony filing date is March 4th. It will be
20 served electronically on other parties and on me on
21 that date.

22 There will be a status hearing date on

1 March 15 at 10 a.m. Participation by phone will be
2 permitted. It will be used for addressing further
3 scheduling and other prehearing conference type
4 purposes.

5 Is there anything else before we
6 conclude today's status hearing?

7 All right. Let the record show no
8 response.

9 At this time, let the record show that
10 the status hearing is concluded.

11 In accordance with the above, this
12 matter is continued to a status hearing date by phone
13 on March 15, 2010 at the hour of 10 a.m.

14 (Whereupon the hearing was
15 continued to March 15, 2009 at
16 10:00 a.m.)

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